IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 8TH OCTOBER 2007 / 16TH ASWINA 1929

Bail Appl..No. 6078 of 2007()

OR.100/07 OF ADOOR EXCISE RANGE

PETITIONER : ACCUSED:

JAGADAMMA, MANALADIYIL VEEDU,
PERUMPULICKAL MURI, PANDALAMTHEKKEKARA VILLAGE,
ADOOR.

BY ADV. SRI.VINOY VARGHESE KALLUMOOTTILL

RESPONDENTS: COMPLAINANT/STATE:

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1. STATE OF KERALA REPRESENTED BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

2. EXCISE INSPECTOR, ADOOR EXCISE RANGE, ADOOR.

BY PUBLIC PROSECUTOR SRI.S.U.NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 08/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.6078 of 2007

Dated this the 8th day of October, 2007

ORDER

Application for regular bail. The petitioner, a woman, faces allegations under the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 1.5 litres of arrack on 01.09.2007. She was arrested and continues in custody from that date. The learned Public Prosecutor submits that the petitioner has 4 other cases under the Abkari Act also registered against her earlier. Application for regular bail filed by the petitioner earlier was rejected by this Court as per order in B.A.No.5678 of 2007 on 19.09.07. As permitted in the said order, the petitioner has now filed this second application for regular bail.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of 3 months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-